

Amendments to the Drawings:

The attached 18 sheets of drawings include new Figs. 21A-21B, 22A-22D, 23 and 24. The new figures are found on the last four sheets.

Attachment: 18 sheets of drawings, including 4 new sheets of drawings.

REMARKS/ARGUMENTS

Claims 1-136 are pending in the application. In this amendment, Applicants are adding new Figures 21A-21B, 22A-22D, 23 and 24 and descriptive text is also being added to the specification. No new matter is being added, as this material was originally disclosed in U.S. Provisional Application No. 60/478,035 (see e.g. Fig. 22-23 and pages 80, 82 and 86 of "Appendix A") that was incorporated by reference into the present application. Accordingly, the material being added is fully supported by the originally filed parent application.

In response to the Restriction Requirement mailed on June 14, 2006, Applicants respectfully elect to prosecute Group I claims which are directed to a method of treating a patent foramen ovale in a heart. Applicants note that the species of Figs. 3A, 3B, 5A, 5B and 8A-8E referred to in the Office Action do not exist. However, in order to expedite examination of the present application, Applicants elect the species identified in Fig. 6 and claims 1-8, 10, 12-23, 28-32 and 34-46 are identified as reading on the elected species.

However, as discussed by phone on July 11, 2006, the Examiner indicated that he would consider accepting a new figure along with a different group of claims reading on the new figure. Applicants respectfully request acceptance of the species identified in new Fig. 21 and claims 1-26, 28-33, 39-46 are identified as reading on the elected species.

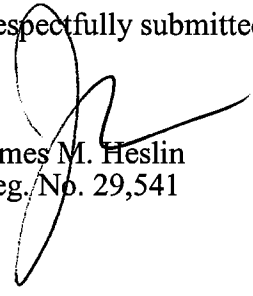
The non-elected claims are withdrawn without traverse. Additionally, claims 1, 16, 30 and 46 have been amended. New claims 137-155 have been added and also read on the elected species. No new matter has been added. Support for the new claims may be found in the original method claims.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



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